

1 JOSEPH C. BUTNER, SBN 005229

Deputy County Attorney

2 YCAO@co.yavapai.az.us

3 Attorneys for STATE OF ARIZONA

CLERK OF SUPERIOR COURT
COUNTY OF YAVAPAI, ARIZONA

2010 DEC 16 AM 10:45 ✓

CLERK OF COURT

BY: Ivy Rios

4
5 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**

6
7 **IN AND FOR THE COUNTY OF YAVAPAI**

8 **STATE OF ARIZONA,**

9 Plaintiff,

10 vs.

11 **STEVEN CARROLL DEMOCKER,**

12 Defendant.

CAUSE NO. P1300CR20081339

**STATE'S MOTION TO DISMISS
WITHOUT PREJUDICE**

Assigned to Hon. Warren R. Darrow

13
14 The State of Arizona, pursuant to Rule 16.5, Arizona Rules of Criminal Procedure, moves to
15 dismiss P1300CR20081339 without prejudice for the reason that:

16 The Defendant has been indicted in a new case, P1300CR201001325, that encompasses the
17 charges from the present case.

18 The State requests that all pending motions in case P1300CR20081339 be transferred to the
19 new case, P1300CR201001325. In addition, the State requests that all exhibits previously submitted
20 in trial and at all hearings, that are currently in the possession of the clerk of the court be released to
21 the appropriate submitting party.

22 This Motion is not for the purpose of avoiding Rule 8, Arizona Rules of Criminal Procedure.

23
24
25 //

26 //

Office of the Yavapai County Attorney

255 E. Gurley Street, Suite 300

Prescott, AZ 86301

Phone: (928) 771-3344 Facsimile: (928) 771-3110

1 RESPECTFULLY SUBMITTED this 14th day of December, 2010.

2 Sheila Sullivan Polk
3 YAVAPAI COUNTY ATTORNEY

4 By: 

5 Joseph C. Butner III
6 Deputy County Attorney

7 COPY of the foregoing mailed this
8 16th day of December, 2010, to:

9 Honorable Warren Darrow
10 Division 6
11 Yavapai County Superior Court
12 (via email)

13 Craig Williams
14 Attorney for the defendant
15 Yavapai Law
16 Prescott Valley, AZ
17 (via email)

18 Greg Parzych
19 222 No. Central Ave.
20 Phoenix, AZ 85004
21 Attorney for the defendant
22 (via email)

23 Christopher B. DuPont
24 Trautman DuPont
25 245 West Roosevelt, Suite A
26 Phoenix, AZ 85003
Attorney for victims
Katherine and Charlotte DeMocker
(via email)

Dean Trebesch
Yavapai Public Defender's Office
595 White Spar Rd.
Prescott, AZ 86303

By: 